

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Jens Holm et al.

Application No.: 10/001,245

Confirmation No.: 9286

Filed: November 15, 2001

Art Unit: 1644

For: NOVEL MUTANT ALLERGENS

Examiner: N. M. Rooney

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Office Action for the above-identified application that was mailed on February 6, 2008. The Office Action set forth a restriction requirement for the application. A petition for an extension of time and the required fee are submitted herewith to extend the time for response to August 6, 2008.

In response to the aforementioned restriction requirement, Applicants elect examination of Group IV, claims 1-15, 17, 35, 64 and 66-82, drawn to a recombinant mutant house dust mite group 2 allergen and a composition thereof. As required by the Examiner, Applicants further elect the species Der p 2, as recited in claim 17. In response to the Examiner's requirement that the elected allergen molecules be specifically defined such that the Examiner may search for a defined molecule with mutations at disclosed locations, Applicants further elect as a species the Der p 2 allergen mutant with the mutations K15E S24N H30G K48A E62S K77N K82N K100N (*see* specification at page 97, line 34). The amino acid sequence of the elected species is set forth in the sequence listing as SEQ ID NO: 36. Both species elections are for prosecution on the merits to

which the claims shall be restricted if no generic claim is finally held to be allowable. Pursuant to the rules of practice, upon finding the elected species are free of prior art, the Examiner is requested to examine the full scope of the elected invention Group.

Claims 1-6, 8-14, 17, 35, 64, 66-72, 79 and 80 are believed to read on the elected species.

The present elections are made without traverse.

The present elections are made without prejudice or disclaimer of non-elected subject matter. Applicants reserve the right to pursue all non-elected subject matter in more or more divisional applications.

The application is believed to be in condition for allowance. A prompt and favorable action the merits of the application is earnestly solicited.

Dated: July 9, 2008

Respectfully submitted,

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